

# UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

United States of America

v.

William Clinton Hardy

Case No: 5:09-CR-139-1FL

USM No: 51646-056

Date of Original Judgment: November 12, 2009

Date of Previous Amended Judgment: June 6, 2014

(Use Date of Last Amended Judgment if Any)

Robert E. Waters

*Defendant's Attorney*

## ORDER REGARDING MOTION FOR SENTENCE REDUCTION PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 87 months **is reduced to** 70 months in Count 2.

The sentence in Count 1 remains 120 months, concurrent with Count 2. The sentence in Count 3 remains 60 months, consecutive to Counts 1 and 2, resulting in a total sentence of 180 months.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment(s) dated November 12, 2009, and June 6, 2014, shall remain in effect. **IT IS SO ORDERED.**

Order Date: October 23, 2015



*Judge's signature*

Effective Date: November 1, 2015  
(if different from order date)

Louise W. Flanagan, U.S. District Judge

*Printed name and title*